**At a Surrogate's Court.** Held in and for the County of Erie, State of New York, at the Surrogate's Office, in the city of Buffalo, in said County on the 1st day of Nov A. D., 1923

PRESENT: HON. *LOUIS B. HART*, SURROGATE.

IN THE MATTER OF PROVING THE LAST WILL AND TESTAMENT OF

Mary Burnett Talbert Deceased.

William H Talbert having heretofore presented a written petition praying that the instrument, bearing date the Ninth day of June 1920, purporting to be the Last Will and Testament of Mary Burnett Talbert late of the City of Buffalo, New York in said County of Erie, deceased, be admitted to probate as a will valid to pass real and personal property. ~~And a citation~~ having thereupon been duly issued herein to the heirs at law and next of kin of said ~~decedent mentioned~~ in said petition, returnable in this Court, on the ..... day of ~~1923, at ten o'clock in the forenoon of that day. And satisfactory proof having been filed of the due service of said citation personally within the State on~~

and of the due service of said citation personally without the State, or by publication and mailing thereof, pursuant to an order made in this proceeding by said Surrogate on

And said petitioner having presented an instrument in writing signed by Sarah Talbert Keelan heirs at law and next of kin of said decedent mentioned in said petition, acknowledged or proved as required by law, waiving the issue and service on her of a citation to attend the probate of said Last Will and Testament, and consenting to the probate thereof forthwith.

And Counselor-at-Law, having been appointed the Special Guardian for said infant, by an order made in this proceeding by said Surrogate.

And on this day appeared the said petitioner in person and by ~~his attorney~~ ~~and said Special Guardian~~ in person

And the several witnesses called having been examined before said Surrogate, and the proofs taken reduced to writing, and said Surrogate having inquired particularly into all the facts and circumstances, and heard the proofs and allegations of the parties and duly deliberated thereon, and being satisfied of the genuineness of the instrument propounded for probate as and for the Last Will and Testament of said testators and the validity of its execution and it appearing that said instrument was duly executed; that the said testator at the time of executing the same was in all respects competent to make a will, and not under restraint and the probate thereof not having been contested;

It is decided and decreed that the said instrument be and the same is hereby admitted to probate, and established as and for the Last Will and Testament of said testator valid to pass h real and personal property, and that the same be recorded accordingly.

And it is further Ordered and Decreed that Letters Testamentary issue to William H. Talbert

Executor in said Will named, h having appeared and taken the official oath prescibed by law, upon filing proof of service of a written notice to all beneficiaries under said Will that the same has been offered for probate or probated, as the case may be.

SURROGATE.

ESTATE No. 71186

**Surrogate's Court**

**ERIE COUNTY**

*In the Matter of Proving the Last Will and Testament of*

Mrs Mary Burnett Talbert

*Deceased.*

**DECREE, PROBATE WILL**

Recorded in Liber 302 of M. & O. at page 245 this 15 day of Nov 1923 and examined.

G. J. Vandermeulen

*Clerk of Surrogate's Court.*

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GEORGE E. FARTHING, PRINTER, 96 ELLICOTT ST., BUFFALO

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